

TIFFANY & BOSCO, P.A.

Krista J. Nielson, Esq.

Nevada Bar No. 10698

10100 W. Charleston Boulevard, Suite 220

Las Vegas, Nevada 89135

Telephone: 702 258-8200

Fax: 702 258-8787

Attorneys for Defendant National Default Servicing Corporation and Specialized Loan Servicing LLC

TB #22-72748

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

6344 LEGEND FALLS TRUST, a Nevada
trust,

Plaintiff,

vs.

NATIONAL DEFAULT SERVICING
CORPORATION, an Arizona corporation;
SPECIALIZED LOAN SERVICING LLC, a
Delaware limited liability company;
NEVADA LEGAL NEWS, LLC, a Nevada
limited liability company; DOES I through X
and ROE BUSINESS ENTITIES I through X
inclusive,

Defendants.

Case No.: 2:22-cv-01023-GMN-NJK

**ORDER TO EXTEND
DISPOSITIVE MOTION DEADLINE
(SECOND REQUEST)**

Plaintiff, 6344 Legend Falls Trust (hereinafter “Legend” or “Plaintiff”) and Defendants, Specialized Loan Servicing, LLC (“SLS”) and National Default Servicing Corporation (“NDSC”) (collectively “Defendants”), by and through their counsel of record, hereby stipulate and agree to extend the dispositive motion deadline thirty (30) days, until May 3, 2023. This is the parties’ second request for an extension of the dispositive motion deadline as the first was denied without prejudice.

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- 1 1. Plaintiff filed its complaint of April 8, 2022, in Eighth Judicial District Court. (ECF No.
2 1).
- 3 2. The matter was later removed to this Court on June 29, 2022. (ECF No. 1).
- 4 3. Thereafter, Plaintiff filed an Amended Complaint on July 18, 2022. (ECF No. 12).
5 Defendants then filed a Motion to Dismiss Amended Complaint on August 1, 2022.
6 (ECF No. 15). The Motion to Dismiss Amended Complaint was fully briefed as of
7 August 22, 2022. (ECF No. 23).
- 8 4. Plaintiff subsequently filed a Motion to Remand on September 9, 2022. ECF No. 2*
9 The Motion to Remand is fully briefed as of September 30, 2022. (ECF No. 30).
- 10 5. The Court entered an initial discovery plan and scheduling order on September 6, 2022,
11 setting an April 3, 2023, dispositive motions deadline. (ECF No. 26).
- 12 6. Plaintiff and Defendants are discussing potential settlement regarding this matter. The
13 parties are also working to resolve a discovery dispute regarding deposition topics of
14 NDSC and SLS.
- 15 7. Both the Motion to Remand and Motion to Dismiss Amended Complaint are potentially
16 dispositive motions regarding this matter. *See Sean K. Claggett & Associates, LLC v.*
17 *Keenan*, No. 2:21-cv-02237, 2022 WL 2788441, *2 (D. Nev. Jul.14, 2022 (finding a
18 Motion to Remand potentially dispositive as it concerns jurisdiction).
- 19 8. As of the date of this filing, the Court has not issued an order on Defendants' Motion to
20 Dismiss Amended Complaint or Plaintiff's Motion to Remand.
- 21 9. It has been more than ninety days since both Motion to Remand and Motion to Dismiss
22 Amended Complaint were fully briefed.
- 23 10. Discovery Completed: Plaintiffs and Defendants have made disclosures of witnesses and
24 documents and Defendants have propounded discovery requests. Defendants noticed the
25 Rule 30(b)(6) deposition of Plaintiff and Plaintiff noticed the Rule 30(b)(6) deposition of
26 NDSC and SLS. As discussed above, the parties are meeting and conferring regarding
27 the deposition topics for SLS and NDSC.

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1 11. The parties assert good cause exists to extend the dispositive motion deadline as the
2 parties require additional time to complete the depositions of NDSC and SLS and
3 resolve their discovery disputes prior to the filing of dispositive motions.

4 12. Based on the foregoing, the Parties respectfully stipulate and request that the Court extend
5 the dispositive motion deadline for thirty (30) days until May 3, 2023.

6 DATED this 21st day of February, 2023

DATED this 21st day of February, 2023

7 TIFFANY & BOSCO, P.A.

HONG & HONG LAW OFFICE

8 /s/ Krista J. Nielson, Esq.

/s/ Joseph Y. Hong, Esq.

9 Krista J. Nielson, Esq.

Joseph Y. Hong, Esq.

10 Nevada State Bar No. 10698

Nevada Bar No: 5995

10 10100 W. Charleston Blvd., Suite 220

1980 Festival Plaza Drive, Suite 650

11 Las Vegas, NV 89135

Las Vegas, NV 89135

12 *Attorneys for Defendant*

Attorneys for 6344 Legend Falls Trust

12 *National Default Servicing Corporation and*

13 *Specialized Loan Servicing LLC*

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15 **IT IS SO ORDERED.**

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UNITED STATES MAGISTRATE JUDGE

18 Case No.: 2:22-cv-01023-GMN-NJK

19 DATED: February 22, 2023
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